

Amendments to the Claims

Claim 37 (currently amended): A ~~pesticidal~~ composition comprising at lease one of (i) cells, a ~~proteinaceous material~~ obtainable from a *Xenorhabdus nematophilus* species and into which ~~is encoded by the~~ a nucleotide sequence of Figure 2 (SEQ ID No 1) have been introduced and (ii) a cellular extract from said cells, said ~~proteinaceous material~~ cells and cellular extract having toxic activity when administered orally to an insect.

Claim 38 (cancelled)

Claim 39 (cancelled)

Claim 40 (cancelled)

Claim 41 (cancelled)

Claim 42 (previously amended): A composition according to claim 37 which comprises a further pesticidal material not obtainable from *Xenorhabdus*.

Claim 43 (previously added): A composition according to claim 42 wherein the said further pesticidal material comprises a material obtainable from *B. thuringiensis*.

Claim 44 (previously added): A composition according to claim

43 which further comprises cells of *B. thuringiensis*.

Claim 45 (previously added): A composition according to claim 44 wherein the pesticidal material obtainable from *B. thuringiensis* comprises the delta endotoxin.

Claim 46 (previously amended): A composition according to claim 37 which further comprises an agriculturally acceptable carrier.

Claim 47 (previously added): A composition according to claim 46, wherein the carrier comprises items of insect diet.

Claim 48 (previously amended): A method for killing or controlling insect pests, which method comprises administering to a pest or the environment thereof a composition according to claim 37.

Claim 50 (previously amended): A method for killing or controlling insect pests, which method comprises administering orally to the insect a composition according to claim 37.

Claim 51 (withdrawn)

Claim 52 (withdrawn)

Claim 53 (withdrawn)

Claim 54 (withdrawn)

Claim 55 (withdrawn)

Claim 56 (withdrawn)

Claim 57 (withdrawn)

Claim 58 (withdrawn)

Claim 59 (cancelled)

Claim 60 (cancelled)

Claim 61 (cancelled)

Claim 62 (currently amended): A composition according to claim 59 71 which comprises a further pesticidal material not obtainable from *Xenorhabdus*.

Claim 63 (previously added): A composition according to claim 62 wherein the said further pesticidal material comprises a material obtainable from *B. thuringiensis*.

Claim 64 (previously added): A composition according to claim 63 which further comprises cells of *B. thuringiensis*.

Claim 65 (previously added): A composition according to claim 64 wherein the pesticidal material obtainable from *B. thuringiensis* comprises the delta endotoxin.

Claim 66 (previously added): A composition according to claim 65 which further comprises an agriculturally acceptable carrier.

Claim 67 (previously added): A composition according to claim 66, wherein the carrier comprises items of insect diet.

Claim 68 (currently amended): A method for killing or controlling insect pests, which method comprises administering to a pest or the environment thereof a composition according to claim ~~59~~ 71.

Claim 69 (previously added): A method according to claim 68, wherein the pests are insects from the order Lepidoptera or Diptera.

Claim 70 (currently amended): A method for killing or controlling insect pests, which method comprises administering orally to the insect a composition according to claim ~~59~~ 71.

Claim 71 (re-presented; formerly dependent Claim 38, in part): A composition comprising at least one of cells, and a cellular

extract, of *Xenorhabdus nematophilus* species selected from the group consisting of NCIMB 40886 and NCIMB 40887, said cells and said cellular extract having toxic activity when administered orally to an insect.